Listing of the Claims:

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The following is a complete listing of all the claims in the application, with an indication of the status of each:

1 1 (Currently Amended). A network connection system for connecting a first 2 communication network and a plurality of user terminals when a second 3 communication network is interposed between said first communication 4 network and said plurality of user terminals, said second communication 5 network employing a second protocol different from a first protocol employed 6 in said first communication network, said system comprising: 7 a scheduling apparatus including: 8 an overhead amount correction unit receiving rate information 9 which represents a current rate set between the second communication system and said plurality of user terminals for correcting an overhead 10 11 amount between data conforming to said second protocol and data 12 conforming to said first protocol to convert received information on a 13 rate based on said second protocol to a rate based on said first 14 protocol; and 15 a scheduler for shaping a transmission rate for the data 16 conforming to said first protocol from said first communication 17 network such that the data conforming to said first protocol is 18 delivered at a transmission rate equal to or lower than said rate 19 calculated by said overhead amount correction unit: 20 a protocol converter for converting data conforming to said first protocol after said scheduling apparatus has shaped the transmission rate therefor to data conforming to said second protocol for use in said second network: and a multiplexer including a current data rate detector for supplying said

scheduling apparatus with said rate information as indicative of a currently set

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reception rate for said user terminals, said multiplexer being configured to transmit to each of said user terminals the data conforming to said second protocol from said protocol converter or the data conforming to said first protocol after said scheduling apparatus has shaped the transmission rate therefor. 2 (Original). A network connection system for connecting a first communication network and a plurality of user terminals when a second communication network is interposed between said first communication network and said plurality of user terminals, said second communication network employing a second protocol different from a first protocol employed in said first communication network, said system comprising: a scheduling apparatus including: a classification processing unit for classifying data conforming to said first protocol received from said communication network based on quality guaranteed classes set thereto: an overhead amount correction unit for correcting an overhead amount between a data rate associated with said first protocol and a data rate associated with said second protocol to convert received rate information on said second protocol to the rate based on said first protocol; a weighting coefficient calculation unit for calculating a weighting coefficient based on said rate calculated by said overhead amount correction unit such that a minimally guaranteed rate is assured for a minimum rate guaranteed class among classes classified by said classification processing unit: a weighting scheduler for scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a

weighting applied class among said classified classes based on the

24 weighting coefficient calculated by said weighting coefficient calculation unit to deliver the data in accordance with the scheduling; 25 26 and 27 a scheduler for scheduling the data conforming to said first 28 protocol from said weighting scheduler such that the data conforming 29 to said first protocol is delivered at a transmission rate equal to or 30 lower than said rate calculated by said overhead amount correction unit 31 to deliver the data in accordance with the scheduling: 32 a protocol converter for converting the data conforming to said first 33 protocol after said scheduling apparatus has shaped the transmission rate 34 therefor to data conforming to said second protocol; and 35 a multiplexer including a current data detector for supplying said scheduling apparatus with said rate information as indicative of a currently set 36 reception rate for said user terminals, said multiplexer being configured to 37 38 transmit to each of said user terminals the data conforming to said second 39 protocol from said protocol converter or the data conforming to said first 40 protocol after said scheduling apparatus has shaped the transmission rate 41 therefor. 1 3 (Original). A network connection system for connecting a first communication network and a plurality of user terminals when a second 2 3 communication network is interposed between said first communication 4 network and said plurality of user terminals, said second communication 5 network employing a second protocol different from a first protocol employed in said first communication network, said system comprising: 6 7 a scheduling apparatus including: 8 a classification processing unit for classifying data conforming 9 to said first protocol received from said communication network based 10 on quality guaranteed classes set thereto;

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11 an overhead amount correction unit for correcting an overhead amount between a data rate associated with said first protocol and a 12 13 data rate associated with said second protocol to convert received rate 14 information on said second protocol to the rate based on said first 15 protocol; 16 a weighting coefficient calculation unit for calculating a 17 weighting coefficient based on said rate calculated by said overhead 18 amount correction unit such that a minimally guaranteed rate is assured 19 for the minimum rate guaranteed class among classes classified by said 20 classification processing unit: 21 a weighting scheduler for scheduling data conforming to said 22 first protocol of said minimum rate guaranteed class and of a 23 weighting applied class among said classified classes based on the 24 weighting coefficient calculated by said weighting coefficient 25 calculation unit to deliver the data in accordance with the scheduling: 26 and 27 a preferential control scheduler for scheduling the data 28 conforming to said first protocol from said weighting scheduler, and 29 data conforming to said first protocol of a best-effort class among said classified classes such that the data conforming to said first protocol is 30 31 delivered at a transmission rate equal to or lower than said rate 32 calculated by said overhead amount correction unit, and for 33 preferentially scheduling the data conforming to said first protocol 34 from said weighting scheduler, and delivering the data conforming to 35 said first protocol of the best-effort class at a timing at which there is 36 no data conforming to said first protocol from said weighting 37 scheduler; 38 a protocol converter for converting the data conforming to said first 39 protocol after said scheduling apparatus has shaped the transmission rate

40 therefor to data conforming to said second protocol; and 41 a multiplexer including a current data detector for supplying said 42 scheduling apparatus with said rate information as indicative of a currently set 43 reception rate for said user terminals, said multiplexer being configured to 44 transmit to each of said user terminals the data conforming to said second 45 protocol from said protocol converter or the data conforming to said first 46 protocol after said scheduling apparatus has shaped the transmission rate 47 therefor 1 4 (Original). A network connection system for connecting a first 2 communication network and a plurality of user terminals when a second 3 communication network is interposed between said first communication 4 network and said plurality of user terminals, said second communication 5 network employing a second protocol different from a first protocol employed 6 in said first communication network, said system comprising: 7 a scheduling apparatus including: 8 a classification processing unit for classifying data conforming 9 to said first protocol received from said communication network based 10 on quality guaranteed classes set thereto; 11 a rate measuring unit for measuring a transmission rate for a 12 preferential class among said classified classes: 13 an overhead amount correction unit for correcting an overhead 14 amount between a rate based on said second protocol and a rate based 15 on said first protocol to convert received rate information on said 16 second protocol to the rate based on said first protocol: a weighting coefficient calculation unit for calculating a 17 18 weighting coefficient based on said rate calculated by said overhead 19 amount correction unit and the transmission rate for the preferential

class measured by said rate measuring unit such that a minimally

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guaranteed rate is assured for the minimum rate guaranteed class

22 among the classes classified by said classification processing unit; 23 a weighting scheduler for scheduling data conforming to said 24 first protocol of said minimum rate guaranteed class and of a 25 weighting applied class among said classified classes based on the 26 weighting coefficient calculated by said weighting coefficient 27 calculation unit to deliver the data in accordance with the scheduling: 28 and 29 a preferential control scheduler for scheduling the data 30 conforming to said first protocol of said preferential class, the data 31 conforming to said first protocol from said weighting scheduler, and 32 data conforming to said first protocol of a best-effort class among said 33 classified classes such that the data conforming to said first protocol is 34 delivered at a transmission rate equal to or lower than said rate 35 calculated by said overhead amount correction unit, and for preferentially scheduling the data conforming to said first protocol of 36 37 said preferential class, preferentially scheduling the data conforming to 38 said first protocol from said weighting scheduler at a timing at which 39 there is no data conforming to said first protocol of said preferential 40 class, and delivering the data conforming to said first protocol of the 41 best-effort class at a timing at which there is no data conforming to 42 said first protocol from said weighting scheduler; 43 a protocol converter for converting the data conforming to said first 44 protocol after said scheduling apparatus has shaped the transmission rate 45 therefor to data conforming to said second protocol; and 46 a multiplexer including a current data detector for supplying said 47 scheduling apparatus with said rate information as indicative of a currently set 48 reception rate for said user terminals, said multiplexer being configured to

transmit to each of said user terminals the data conforming to said second

therefor.

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protocol from said protocol converter or the data conforming to said first

protocol after said scheduling apparatus has shaped the transmission rate

1 5 (Original). A network connection system for connecting a first 2 communication network and a plurality of user terminals when a second 3 communication network is interposed between said first communication 4 network and said plurality of user terminals, said second communication 5 network employing a second protocol different from a first protocol employed 6 in said first communication network, said system comprising: 7 a scheduling apparatus including: 8 a classification processing unit for classifying data conforming 9 to said first protocol received from said communication network based on quality guaranteed classes set thereto: 10 11 a rate measuring unit for measuring a transmission rate for a preferential class among said classified classes; 12 13 an overhead amount correction unit for correcting an overhead 14 amount between a rate based on said second protocol and a rate based 15 on said first protocol to convert received rate information on said 16 second protocol to the rate based on said first protocol: 17 a preferential class upper limit setting unit, operative when the 18 difference between the transmission rate of the data conforming to said 19 first protocol of the preferential class as measured by said rate measuring unit and said rate calculated by said overhead amount 20 21 correction unit is lower than a minimally guaranteed rate for a 22 minimum rate guaranteed class among the classes classified by said 23 classification processing unit, for setting an upper limit to the 24 transmission rate for said preferential class for shaping, such that the

minimally guaranteed rate can be assured for said minimum rate

guaranteed class;

a weighting coefficient calculation unit, operative when said preferential class upper limit setting unit does not set the upper limit, for calculating a weighting coefficient based on said rate calculated by said overhead amount correction unit and the transmission rate for the preferential class measured by said rate measuring unit such that the minimally guaranteed rate is assured for the minimum rate guaranteed class among the classes classified by said classification processing unit, said weighting coefficient calculation unit being further operative when said preferential class upper limit setting unit sets the upper limit, for calculating a weighting coefficient based on said rate calculated by said overhead amount correction unit and the upper limit rate set by said preferential class upper limit setting unit such that the minimally guaranteed rate is assured for said minimum rate guaranteed class;

a weighting scheduler for scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a weighting applied class among said classified classes based on the weighting coefficient calculated by said weighting coefficient calculation unit to deliver the data in accordance with the scheduling; and

a preferential control scheduler for scheduling the data conforming to said first protocol of said preferential class, the data conforming to said first protocol from said weighting scheduler, and data conforming to said first protocol of a best-effort class among said classified classes, such that the data conforming to said first protocol is delivered at a transmission rate equal to or lower than said rate calculated by said overhead amount correction unit, and for preferentially scheduling the data conforming to said first protocol of

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55 said preferential class, preferentially scheduling the data conforming to 56 said first protocol from said weighting scheduler at a timing at which 57 there is no data conforming to said first protocol of said preferential 58 class, and delivering the data conforming to said first protocol of the 59 best-effort class at a timing at which there is no data conforming to 60 said first protocol from said weighting scheduler; 61 a protocol converter for converting the data conforming to said first protocol after said scheduling apparatus has shaped the transmission rate 62 63 therefor to data conforming to said second protocol; and 64 a multiplexer including a current data detector for supplying said 65 scheduling apparatus with said rate information as indicative of a currently set 66 reception rate for said user terminals, said multiplexer being configured to 67 perform DSL processing using telephone lines to transmit to each of said user 68 terminals the data conforming to said second protocol from said protocol 69 converter or the data conforming to said first protocol after said scheduling 70 apparatus has shaped the transmission rate therefor. 1 6 (Original). A network connection system for connecting a first 2 communication network and a plurality of user terminals when a second 3 communication network is interposed between said first communication 4 network and said plurality of user terminals, said second communication 5 network employing a second protocol different from a first protocol employed 6 in said first communication network, said system comprising: 7 a scheduling apparatus including: 8 a classification processing unit for classifying data conforming 9 to said first protocol received from said communication network based

on quality guaranteed classes set thereto;

an overhead amount correction unit for correcting an overhead
amount between a rate based on said second protocol and a rate based

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13 on said first protocol to convert received rate information on said 14 second protocol to the rate based on said first protocol; 15 a weighting coefficient calculation unit for calculating a 16 weighting coefficient based on said rate calculated by said overhead 17 amount correction unit and the transmission rate for a preferential class 18 among said classified classes using information fed back from said 19 user terminals such that a minimally guaranteed rate is assured for the 20 minimum rate guaranteed class among the classes classified by said 21 classification processing unit; 22 a weighting scheduler for scheduling data conforming to said 23 first protocol of said minimum rate guaranteed class and of a 24 weighting applied class among said classified classes based on the 25 weighting coefficient calculated by said weighting coefficient 26 calculation unit to deliver the data in accordance with the scheduling: 27 and 28 a preferential control scheduler for scheduling the data 29 conforming to said first protocol of said preferential class, the data 30 conforming to said first protocol from said weighting scheduler, and 31 data conforming to said first protocol of a best-effort class among said 32 classified classes such that the data conforming to said first protocol is 33 delivered at a transmission rate equal to or lower than said rate 34 calculated by said overhead amount correction unit, and for 35 preferentially scheduling the data conforming to said first protocol of 36 said preferential class, preferentially scheduling the data conforming to 37 said first protocol from said weighting scheduler at a timing at which 38 there is no data conforming to said first protocol of said preferential 39 class, and delivering the data conforming to said first protocol of the

best-effort class at a timing at which there is no data conforming to

said first protocol from said weighting scheduler:

42 a protocol converter for converting the data conforming to said first 43 protocol after said scheduling apparatus has shaped the transmission rate 44 therefor to data conforming to said second protocol; and 45 a multiplexer including a current data detector for supplying said 46 scheduling apparatus with said rate information as indicative of a currently set 47 reception rate for said user terminals, said multiplexer being configured to 48 perform DSL processing using telephone lines to transmit to each of said user 49 terminals the data conforming to said second protocol from said protocol 50 converter or the data conforming to said first protocol after said scheduling 51 apparatus has shaped the transmission rate therefor. 1 7 (Original). A network connection system for connecting a first 2 communication network and a plurality of user terminals when a second 3 communication network is interposed between said first communication 4 network and said plurality of user terminals, said second communication 5 network employing a second protocol different from a first protocol employed 6 in said first communication network, said system comprising: 7 a scheduling apparatus including: 8 a classification processing unit for classifying data conforming 9 to said first protocol received from said communication network based 10 on quality guaranteed classes set thereto; an overhead amount correction unit for correcting an overhead 11 12 amount between a rate based on said second protocol and a rate based on said first protocol to convert received rate information on said 13 14 second protocol to the rate based on said first protocol: 15 a preferential class upper limit setting unit, operative when the 16 difference between the transmission rate for a preferential class among 17 said classified classes determined to be using information fed back 18 from said user terminals and said rate calculated by said overhead

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13 19 amount correction unit is lower than a minimally guaranteed rate for a 20 minimum rate guaranteed class among the classes classified by said classification processing unit, for setting an upper limit to the 21 22 transmission rate for said preferential class for shaping such that the 23 minimally guaranteed rate can be assured for said minimum rate 24 guaranteed class; 25 a weighting coefficient calculation unit, operative when said 26 preferential class upper limit setting unit does not set the upper limit, 27 for calculating a weighting coefficient based on said rate calculated by 28 said overhead amount correction unit and the transmission rate for the 29 preferential class such that the minimally guaranteed rate is assured for 30 said minimum rate guaranteed class, said weighting coefficient 31 32 33

calculation unit being further operative when said preferential class upper limit setting unit sets the upper limit, for calculating a weighting coefficient based on said rate calculated by said overhead amount correction unit and the upper limit rate set by said preferential class upper limit setting unit such that the minimally guaranteed rate is assured for said minimum rate guaranteed class;

a weighting scheduler for scheduling data conforming to said

a weighting scheduler for scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a weighting applied class among said classified classes based on the weighting coefficient calculated by said weighting coefficient calculation unit to deliver the data in accordance with the scheduling; and

a preferential control scheduler for scheduling the data conforming to said first protocol of said preferential class, the data conforming to said first protocol from said weighting scheduler, and data conforming to said first protocol of a best-effort class among said classified classes such that the data conforming to said first protocol is S.N. 10/803,972

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delivered at a transmission rate equal to or lower than said rate
calculated by said overhead amount correction unit, and for
preferentially scheduling the data conforming to said first protocol of
said preferential class, preferentially scheduling the data conforming to
said first protocol from said weighting scheduler at a timing at which
there is no data conforming to said first protocol of said preferential
class, and delivering the data conforming to said first protocol of the
best-effort class at a timing at which there is no data conforming to
said first protocol from said weighting scheduler;
a protocol converter for converting the data conforming to said first
protocol after said scheduling apparatus has shaped the transmission rate
therefor to data conforming to said second protocol; and
a multiplexer including a current data detector for supplying said
scheduling apparatus with said rate information as indicative of a currently set
reception rate for said user terminals, said multiplexer being configured to
perform DSL processing using telephone lines to transmit to each of said user
terminals the data conforming to said second protocol from said protocol
converter or the data conforming to said first protocol after said scheduling
apparatus has shaped the transmission rate therefor.
8 (Original). The network connection system according to claim 1, wherein
said current rate detector periodically applies the rate information to said
scheduling apparatus at regular time intervals.
9 (Original). The network connection system according to claim 1, wherein
said current rate detector applies the rate information to said scheduling
apparatus when the set rate based on said second protocol is updated.

10 (Original). The network connection system according to claim 1, wherein said current rate detector supplies said scheduling apparatus with said rate information as indicative of a transmission rate set between a user terminal and said multiplexer in the event of hand-shaking.

11 (Original). The network connection system according to claim 1, wherein said first communication network is an IP network, said data conforming to said first protocol is an IP packet, said second network is an ATM network, and said data conforming to said second protocol is an ATM cell.

12 (Original). A traffic shaping method, in a network connection system for connecting a communication network and a plurality of user terminals, for shaping a transmission rate for data conforming to a first protocol from said communication network, said method comprising the steps of:

classifying data conforming to said first protocol received from said communication network based on quality guaranteed classes set thereto; correcting an overhead amount between a rate based on a second

protocol and a rate based on said first protocol to convert received rate information on said second protocol to the rate based on said first protocol;

calculating a weighting coefficient such that a minimally guaranteed rate is assured for a minimum rate guaranteed class among said classified classes based on said calculated rate;

scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a weighting applied class among said classified classes based on the calculated weighting coefficient to deliver the data in accordance with the scheduling; and

scheduling the data conforming to said first protocol after said weighting, and data conforming to said first protocol of a best-effort class among said classified classes, such that the data conforming to said first

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with the scheduling; and

16 20 protocol is delivered at a transmission rate equal to or lower than said 21 calculated rate, and for preferentially scheduling the data conforming to said 22 first protocol after said weighting, so that the data conforming to said first 23 protocol of said best effort class is delivered at a timing at which there is no 24 data conforming to said first protocol after said weighting. 1 13 (Original). A traffic shaping method, in a network connection system for 2 connecting a communication network and a plurality of user terminals, for 3 shaping a transmission rate for data conforming to a first protocol from said 4 communication network, said method comprising the steps of: 5 classifying data conforming to said first protocol received from said 6 communication network based on quality guaranteed classes set thereto: 7 correcting an overhead amount between a rate based on a second protocol and a rate based on said first protocol to convert received rate 8 9 information on said second protocol to the rate based on said first protocol; 10 calculating a weighting coefficient such that a minimally guaranteed 11 rate is assured for a minimum rate guaranteed class among said classified 12 classes based on said calculated rate: 13 14

scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a weighting applied class among said classified classes based on the calculated weighting coefficient to deliver the data in accordance

scheduling the data conforming to said first protocol after said weighting, such that the data conforming to said first protocol is delivered at a transmission rate equal to or lower than said calculated rate, to deliver the data in accordance with the scheduling.

14 (Original). A traffic shaping method, in a network connection system for connecting a communication network and a plurality of user terminals, for

shaping a transmission rate for data conforming to a first protocol from said communication network, said method comprising the steps of:

classifying data conforming to said first protocol received from said communication network based on quality guaranteed classes set thereto;

measuring a transmission rate for a preferential class among said classified classes;

correcting an overhead amount between a rate based on a second

correcting an overhead amount between a rate based on a second protocol and a rate based on said first protocol to convert received rate information on said second protocol to the rate based on said first protocol;

calculating a weighting coefficient based on said calculated rate and the transmission rate measured for the preferential class such that a minimally guaranteed rate is assured for a minimum rate guaranteed class among the classified classes:

scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a weighting applied class among said classified classes based on the calculated weighting coefficient to deliver the data in accordance with the scheduling; and

scheduling the data conforming to said first protocol of said preferential class, the data conforming to said first protocol after said weighting, and data conforming to said first protocol of a best-effort class among said classified classes such that the data conforming to said first protocol is delivered at a transmission rate equal to or lower than said calculated rate, and for preferentially scheduling the data conforming to said first protocol of said preferential class, preferentially scheduling the data conforming to said first protocol after said weighting at a timing at which there is no data conforming to said first protocol of said preferential class, and delivering the data conforming to said first protocol of the best-effort class at a timing at which there is no data conforming to said first protocol after said weighting.

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15 (Original). A traffic shaping method, in a network connection system for connecting a communication network and a plurality of user terminals, for shaping a transmission rate for data conforming to a first protocol from said communication network, said method comprising the steps of: classifying data conforming to said first protocol received from said communication network based on quality guaranteed classes set thereto; measuring a transmission rate for a preferential class among said classified classes: correcting an overhead amount between a rate based on said second protocol and a rate based on said first protocol to convert received rate information on said second protocol to the rate based on said first protocol: when the difference between said measured transmission rate of the data conforming to said first protocol of the preferential class and said calculated rate is lower than a minimally guaranteed rate for a minimum rate guaranteed class among said classified classes, setting an upper limit to the transmission rate for said preferential class for shaping such that the minimally guaranteed rate can be assured for said minimum rate guaranteed class: calculating a weighting coefficient based on said calculated rate and said transmission rate measured for the preferential class such that a minimally guaranteed rate is assured for said minimum rate guaranteed class, when the upper limit rate is not set for said preferential class, and calculating a weighting coefficient based on said calculated rate and said set upper limit rate such that the minimally guaranteed rate is assured for said minimum rate guaranteed class when the upper limit rate is set for said preferential class; scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a weighting applied class among said classified classes based on said calculated weighting coefficient to deliver the data in accordance with the scheduling; and

scheduling the data conforming to said first protocol of said

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preferential class, the data conforming to said first protocol after said weighting, and data conforming to said first protocol of a best-effort class among said classified classes such that the data conforming to said first protocol is delivered at a transmission rate equal to or lower than said calculated rate, preferentially scheduling the data conforming to said first protocol of said preferential class, preferentially scheduling the data conforming to said first protocol after said weighting at a timing at which there is no data conforming to said first protocol of said preferential class, and delivering the data conforming to said first protocol of the best-effort class at a timing at which there is no data conforming to said first protocol after said weighting. 16 (Original). A traffic shaping method, in a network connection system for connecting a communication network and a plurality of user terminals, for shaping a transmission rate for data conforming to a first protocol from said communication network, said method comprising the steps of:

classifying data conforming to said first protocol received from said communication network based on quality guaranteed classes set thereto:

correcting an overhead amount between a rate based on a second protocol and a rate based on said first protocol to convert received rate information on said second protocol to the rate based on said first protocol;

calculating a weighting coefficient based on said calculated rate and the transmission rate for a preferential class among said classified classes determined to be using information fed back from said user terminals such that a minimally guaranteed rate is assured for a minimum rate guaranteed class among said classified classes;

scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a weighting applied class among said classified classes based on said calculated weighting coefficient; and

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scheduling the data conforming to said first protocol of said preferential class, the data conforming to said first protocol after said weighting, and data conforming to said first protocol of a best-effort class among said classified classes such that the data conforming to said first protocol is delivered at a transmission rate equal to or lower than said calculated rate, preferentially scheduling the data conforming to said first protocol of said preferential class, preferentially scheduling the data conforming to said first protocol after said weighting at a timing at which there is no data conforming to said first protocol of the best-effort class at a timing at which there is no data conforming to said first protocol after said weighting.

17 (Original). A traffic shaping method, in a network connection system for connecting a communication network and a plurality of user terminals, for shaping a transmission rate for data conforming to a first protocol from said communication network, said method comprising the steps of:

classifying data conforming to said first protocol received from said communication network based on quality guaranteed classes set thereto;

correcting an overhead amount between a rate based on a second protocol and a rate based on said first protocol to convert received rate information on said second protocol to the rate based on said first protocol;

when the difference between the transmission rate for a preferential class among said classified classes determined using information fed back from said user terminals and said calculated rate is lower than a minimally guaranteed rate for a minimum rate guaranteed class among said classified classes, setting an upper limit to the transmission rate for said preferential class for shaping such that the minimally guaranteed rate can be assured for said minimum rate guaranteed class;

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calculating a weighting coefficient based on said calculated rate and the transmission rate for the preferential class such that the minimally guaranteed rate is assured for said minimum rate guaranteed class, when the upper limit rate is not set for said preferential class, and calculating a weighting coefficient based on said calculated rate and said upper limit rate set for said preferential class such that the minimally guaranteed rate is assured for said minimum rate guaranteed class, when the upper limit rate is set for said preferential class;

scheduling data conforming to said first protocol of said minimum rate

scheduling data conforming to said first protocol of said minimum rate guaranteed class and of a weighting applied class among said classified classes based on said calculated weighting coefficient; and

scheduling the data conforming to said first protocol of said preferential class, the data conforming to said first protocol after said weighting, and data conforming to said first protocol of a best-effort class among said classified classes such that the data conforming to said first protocol is transmitted at a transmission rate equal to or lower than said calculated rate, preferentially scheduling the data conforming to said first protocol of said preferential class, preferentially scheduling the data conforming to said first protocol after said weighting at a timing at which there is no data conforming to said first protocol of the best-effort class at a timing at which there is no data conforming to said first protocol after said weighting.

- 18 (Original). The traffic shaping method according to claim 12, wherein said first communication network is an IP network, said data conforming to said first protocol is an IP packet, said second network is an ATM network, and
- 4 said data conforming to said second protocol is an ATM cell.